

ESTTA Tracking number: **ESTTA600674**

Filing date: **04/25/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91207718
Party	Defendant Warrior Athletics LLC
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Submission	Motion to Amend Application
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Signature	/APL/
Date	04/25/2014
Attachments	Motion on Consent to Amend and Withdraw (Warrior).pdf(105672 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEALS BOARD

In re Application Serial No. 85/474,290
Filed: November 11, 2011
For Mark: WARRIOR ATHLETICS
Published in the Official Gazette: May 1, 2012

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ATHLETICS INVESTMENT GROUP LLC:
D/B/A THE OAKLAND ATHLETICS :
BASEBALL COMPANY, :
Opposer, :
v. :
:
WARRIOR ATHLETICS LLC, :
:
Applicant. :
:
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Opposition No. 91207718

Commissioner for Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

**MOTION ON CONSENT TO AMEND APPLICATION AND,
IF ACCEPTED, TO WITHDRAW THE OPPOSITION ON CONSENT**

Pursuant to Rule 2.133 of the Trademark Rules of Practice, Applicant respectfully requests that the above-captioned application be amended by adding the bolded language “; **all the foregoing relating to mixed martial arts, fitness, exercise and self defense and not relating to baseball or softball or to a baseball or softball team, league, mascot or stadium**” to the end of each of the description of goods in International Classes 16, 18 and 25, and the bolded language “; **all the foregoing not relating to baseball or softball or to a baseball or softball team, league, mascot or stadium**” to the end of each of the descriptions of goods and services in International Classes 28, 25 and 41, which should now read:

BOOKS AND PRINTED INSTRUCTIONAL AND TEACHING MANUALS IN THE

FIELD OF SPORTS AND ENTERTAINMENT, NAMELY, IN THE FIELDS OF MIXED MARTIAL ARTS, FITNESS AND EXERCISE; MAGAZINES AND NEWSPAPERS FEATURING SPORTS AND ENTERTAINMENT; CALENDARS; POSTERS AND PROGRAMS FOR SPORTS COMPETITIONS AND SPORTING EVENTS, NAMELY, COMPETITIONS AND EVENTS INVOLVING MIXED MARTIAL ARTS; PHOTOGRAPHS; POSTCARDS; TRADING CARDS; STICKERS; CATALOGS FEATURING SPORTS AND FITNESS MERCHANDISE; **ALL THE FOREGOING RELATING TO MIXED MARTIAL ARTS, FITNESS, EXERCISE AND SELF DEFENSE AND NOT RELATING TO BASEBALL OR SOFTBALL OR TO A BASEBALL OR SOFTBALL TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 16;

SPORTS AND FITNESS BAGS; BACK PACKS; BOOK BAGS; DUFFEL BAGS; TOTE BAGS; FOOTLOCKERS; **ALL THE FOREGOING RELATING TO MIXED MARTIAL ARTS, FITNESS, EXERCISE AND SELF DEFENSE AND NOT RELATING TO BASEBALL OR SOFTBALL OR TO A BASEBALL OR SOFTBALL TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 18;

CLOTHING AND APPAREL, NAMELY, MARTIAL ARTS UNIFORMS, ATHLETICS UNIFORMS, REFEREE UNIFORMS, SHIRTS, T-SHIRTS, JERSEYS, VESTS, SWEATERS, JACKETS, PARKAS, SHORTS, PANTS, SLACKS, BELTS, SOCKS, SHOES, BOOTS, SLIPPERS, SANDALS, LOUNGEWEAR, JOGGING SUITS, SWEATSHIRTS, SWEATPANTS, SWIMWEAR, BEACH WEAR, TANK TOPS, UNDERGARMENTS, WRISTBANDS, HEADWEAR, BANDANAS; **ALL THE FOREGOING RELATING TO MIXED MARTIAL ARTS, FITNESS, EXERCISE AND SELF DEFENSE AND NOT RELATING TO BASEBALL OR SOFTBALL OR TO A BASEBALL OR SOFTBALL TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 25;

EQUIPMENT FOR MIXED MARTIAL ARTS, FITNESS, EXERCISE AND SELF-DEFENSE, NAMELY, TRAINING GLOVES, HEAVY BAG GLOVES, COMPETITION GLOVES, CAGE GLOVES, GRAPPLING GLOVES, KICKING SHIELDS, SHIN GUARDS, FEMALE CHEST PROTECTORS, PUNCH MITTS, POINT FIGHTING HAND GEAR, CUPS, PADS, WRAPS, KICK TARGETS, FOOT GEAR, BODY SHIELDS, TRAINING VESTS, SPARRING VESTS; **ALL THE FOREGOING NOT RELATING TO BASEBALL OR SOFTBALL OR TO A BASEBALL OR SOFTBALL TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 28;

PROMOTING SPORTS COMPETITIONS AND SPORTING EVENTS, NAMELY, COMPETITIONS AND EVENTS INVOLVING MIXED MARTIAL ARTS; **ALL THE FOREGOING NOT RELATING TO BASEBALL OR SOFTBALL OR TO A BASEBALL OR SOFTBALL TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 35; and

ORGANIZING LIVE SPORTS COMPETITIONS, SPORTING EVENTS, AND PERFORMANCES, NAMELY, COMPETITIONS, EVENTS AND PERFORMANCES INVOLVING MIXED MARTIAL ARTS; HEALTH CLUB AND GYM SERVICES,

NAMELY, PROVIDING INSTRUCTIONAL AND TRAINING CLASSES, WORKSHOPS, SEMINARS, AND PRESENTATIONS IN THE FIELDS OF MIXED MARTIAL ARTS, FITNESS, EXERCISE, AND SELF-DEFENSE; **ALL THE FOREGOING NOT RELATING TO BASEBALL OR SOFTBALL OR TO A BASEBALL OR SOFTBALL TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 41.

It is respectfully submitted that these amendments do not require republication as the amendments of the description of goods and services narrow rather than broaden the scope of the application.

These amendments are made pursuant to an Agreement between Applicant and Opposer, who has consented to these amendments. If these amendments are approved by the Board, Opposer, with Applicant's consent, requests that the opposition be withdrawn without prejudice.

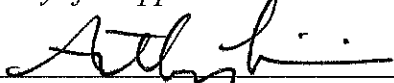
CONCLUSION

Applicant respectfully requests that these requests to amend the application be granted in their entirety.

Dated: 4/24, 2014


Respectfully submitted,

CUDDY & FEDER LLP
Attorneys for Applicant

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CONSENTED TO:

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